

[Unapproved and Subject to Change]
CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION
MINUTES OF SPECIAL MEETING, Public Session

July 15, 2008

1. Call To Order.

Chairman Ross Johnson called the meeting to order at 9:35 a.m., at 428 J Street, Eighth Floor, Sacramento, California, and announced Commissioner Remy would participate by teleconference. Chairman Johnson, Commissioners Tim Hodson, Gene Huguenin, and Bob Leidigh were present. Commissioner Ray Remy participated by teleconference.

2. Finding required for holding a special meeting on less than 10 days' notice pursuant to Government Code Section 11125.4(c).

Chairman Johnson moved that, as permitted under Government Code Section 11125.4, the Commission make the following findings in support of holding this meeting on a shorter notice period than usually required under the Bagley-Keene Open Meeting Act:

1. The Commission is a party in the case of *Carole Migden, et al. v. California Fair Political Practices Commission, et al.*, which is currently in federal court.
2. At a mandatory settlement conference on this case held on July 3, 2008, the court directed the Commission staff to present issues discussed at the conference to the Commission for its consideration and inform the court of the Commission's response no later than July 17, 2008.
3. The proximity of the settlement conference to the July 4th holiday and the complexities of contacting Commissioners to arrange their attendance at, and of actually arranging, a Commission meeting by July 17th have made it impractical to comply with the requirement that the Commission give 10-days' public notice of a meeting before the July 17th date.
4. If the Commission holds the meeting after July 17, 2008, it will violate the court's directive to hold a meeting and report to the court by July 17th. This would impose a substantial hardship on the Commission and jeopardize the public interest.
5. It is therefore necessary for the Commission to hold this hearing on less than 10-days' notice as permitted under Government Code Section 11125.4.

Moved by Chairman Johnson and seconded by Commissioner Huguenin to adopt the findings as proposed.

AYES: Commissioners Remy, Huguenin, Leidigh, Hodson, and Chairman Johnson.
The motion passed 5-0.

3. Closed session.

The Chairman recessed open session at 9:40 a.m. and announced the Commission would immediately convene in closed session.

The Commission reconvened in open session at 11:10 a.m., and Chairman Johnson advised no reportable action was taken in closed session.

4. Adjournment of Meeting.

With no further business coming before the Commission, the Chairman adjourned the meeting at 11:11 a.m.

Dated: July 15, 2008

Respectfully submitted,

Beth Manwaring
Commission Assistant

Approved: _____
Ross Johnson
Chairman